1 2 3 4 5 UNITED STATES DISTRICT COURT 6 WESTERN DISTRICT OF WASHINGTON AT SEATTLE 7 8 UNITED STATES OF AMERICA, CASE NO. CR15-089-RSL Plaintiff, 9 ORDER GRANTING MOTION TO v. 10 WITHDRAW DWIGHT WEEMS, 11 Defendant. 12 13 Attorneys Erin Radekin and Anna Tolin appeared to represent Defendant on a motion to 14 reduce his sentence. On December 12, 2022, the Court denied the motion, Dkt. 138; a notice of 15 appeal was filed on December 28, 2022, Dkt. 139, and the Court issued an order extending the 16 deadline to appeal to that date. Dkt. 143. On December 28, 2022, Ms. Radekin and Ms. Tolin moved to withdraw as counsel on the 17 18 grounds they were retained solely to represent on the motion to reduce sentence that was 19 brought in the District Court, and not for appeal. Dkt. 141. They request the Court grant the 20 motion and direct the CJA administrator to appoint counsel for the appeal. 21 The record reflects Defendant has been in custody since 2015 and at various points 22 during the original litigation of this case was appointed counsel. Based upon the foregoing the 23 Court ORDERS:

ORDER GRANTING MOTION TO WITHDRAW - 1

- 1. The motion to withdraw, Dkt. 141, brought by counsel Ms. Radekin and Ms. Tolin is GRANTED.
- 2. The CJA administrator is directed to obtain new counsel to represent Defendant in the appeal that was filed in this case.
- 3. The clerk shall provide a copy of this order to the CJA administrator and all parties. DATED this 3^{rd} day of January 2022.

BRIAN A. TSUCHIDA
United States Magistrate Judge